

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

COMMONWEALTH EDISON COMPANY ) DOCKET NO.  
00 -0259  
Petition for approval of general )  
service agreements and to engage in )  
other transactions with affiliated )  
interests pursuant to Sections 7-101 )  
and 7-102 of the Illinois Public )  
Utilities Act. )  
CENTRAL ILLINOIS PUBLIC SERVICE COMPANY ) DOCKET NO.  
UNION ELECTRIC COMPANY ) 00 -0395  
Petition for approval of revisions to )  
market value tariff, Rider MV. )  
ILLINOIS POWER COMPANY ) DOCKET NO.  
00 -0461  
Proposed new Rider MVI and revisions )  
to Rider TC. ) CONSOLIDATED

Springfield, Illinois  
July 26, 2000

Met, pursuant to notice, at 2:00 P.M.

BEFORE:

MR. LARRY JONES, Examiner

APPEARANCES:

MR. CHRISTOPHER W. FLYNN  
Jones, Day, Reavis & Pogue  
77 West Wacker  
Suite 3500  
Chicago, Illinois 60601-1692

(Appearing on behalf of Central Illinois  
Public Service Company and Union  
Electric Company)

1 APPEARANCES: (Cont'd)

2 MS. SARAH READ  
3 Sidley & Austin  
4 10 South Dearborn Street  
5 Bank One Plaza  
6 Suite 5400  
7 Chicago, Illinois 60603  
8  
9 (Appearing on behalf of Commonwealth  
10 Edison Company)

11 MR. JOSEPH L. LAKSHMANAN  
12 500 South 27th Street  
13 Decatur, Illinois 62521-2200  
14  
15 (Appearing on behalf of Illinois Power  
16 Company)

17 MR. THOMAS J. AUGSPURGER  
18 29 South La Salle  
19 Suite 900  
20 Chicago, Illinois 60603  
21  
22 (Appearing on behalf of NewEnergy Midwest,  
L.L.C. via teleconference)

MR. DAVID I. FEIN  
MR. CHRISTOPHER J. TOWNSEND  
Piper, Marbury, Rudnick & Wolfe  
203 North La Salle Street  
Suite 1800  
Chicago, Illinois 60601-1293  
(Appearing on behalf of Enron Energy  
Services, Inc. via teleconference)

1 APPEARANCES: (Cont'd)

2 MR. EDWARD FITZHENRY  
3 MR. ERIC ROBERTSON  
4 Lueders, Robertson & Konzen  
5 1939 Delmar Avenue  
6 P.O. Box 735  
7 Granite City, Illinois 62040

8 (Appearing on behalf of the Illinois  
9 Industrial Energy Consumers via  
10 teleconference)

11 MR. ROBERT M. IVANAUSKAS  
12 208 South La Salle  
13 Suite 1760  
14 Chicago, Illinois 60604

15 (Appearing on behalf of the Citizens  
16 Utility Board via teleconference)

17 MR. MICHAEL MUNSON  
18 233 South Wacker Drive  
19 Suite 8300  
20 Chicago, Illinois 60606

21 (Appearing on behalf of Nicor Energy,  
22 L.L.C.)

MR. RONALD D. JOLLY  
30 North La Salle Street  
Room 1040  
Chicago, Illinois 60602

(Appearing for the City of Chicago via  
teleconference)

1 APPEARANCES:

(Cont'd)

2 MR. STEVEN G. REVETHIS  
MR. JOHN J. REICHART  
3 MR. JOHN C. FEELEY  
160 North La Salle Street  
4 Suite C-800  
Chicago, Illinois 60601

5  
(Appearing on behalf of the Staff of the  
6 Illinois Commerce Commission)

7 MR. EDWARD J. GRIFFIN  
MR. W. MICHAEL SEIDEL  
8 Defrees & Fiske  
200 South Michigan Avenue  
9 Suite 1100  
Chicago, Illinois 60604

10  
(Appearing on behalf of Central Illinois  
11 Light Company via teleconference)

12 MR. TIMOTHY P. WALSH  
130 East Randolph  
13 23rd Floor  
Chicago, Illinois 60601

14  
(Appearing on behalf of Peoples Energy  
15 Services Corporation)

16 MR. R. LAWRENCE WARREN  
MR. MARK KAMINSKI  
17 Office of Illinois Attorney General  
100 West Randolph  
18 12th Floor  
Chicago, Illinois 60601

19  
(Appearing on behalf of the People of the  
20 State of Illinois)

21

22

1 APPEARANCES:

(Cont'd)

2 MS. LEIJUANA DOSS  
3 28 North Clark Street  
4 Suite 400  
5 Chicago, Illinois 60602

(Appearing on behalf of the People of Cook  
County via teleconference)

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21 SULLIVAN REPORTING COMPANY, by  
22 Cheryl A. Davis, Reporter, #084-001662

1	I N D E X				
2	WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
3	(None)				
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12	EXHIBITS			MARKED	ADMITTED
13	(None)				
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1 PROCEEDINGS

2 EXAMINER JONES: On the record.

3 Good afternoon. This is a status hearing  
4 in consolidated matter 00-0259, 00-0395, and  
5 00-0461. 0259 is Commonwealth Edison Company; 0395  
6 is CIPS and UE; 0461 is IP. These dockets all  
7 pertain to so-called market value filings made by  
8 those companies. These matters were consolidated by  
9 the Commission, as indicated in a prior notice.

10 At this time we will take the appearances  
11 orally for the record. Some parties will be  
12 participating by telephone from the Commission's  
13 Chicago offices or elsewhere. You do not need to  
14 spell your name for the record unless we ask you to.  
15 I think we have most of the spellings at this point.

16 First off may we have the appearances on  
17 behalf of Commonwealth Edison Company.

18 MS. READ: Sarah Read, Sidley and Austin, Bank  
19 One Plaza, Suite 5400, Chicago, Illinois 60603,  
20 appearing on behalf of ComEd.

21 EXAMINER JONES: Thank you.

22 Okay. May we have the appearances on

1   behalf of the Ameren companies.

2           MR. FLYNN:   Christopher W. Flynn, Jones, Day,  
3   Reavis & Pogue, 77 West Wacker, Suite 3500, Chicago,  
4   Illinois 60601, appearing on behalf of Central  
5   Illinois Public Service Company and Union Electric  
6   Company.

7           EXAMINER JONES:   Okay.   Thank you.

8                   Illinois Power.

9           MR. LAKSHMANAN:   Yes.   Joseph L. Lakshmanan, 500  
10   South 27th Street, Decatur, Illinois 62521, appearing  
11   on behalf of Illinois Power Company.

12          EXAMINER JONES:   Okay.   Thank you.

13                   We will now proceed with the appearances  
14   from the other parties, and why don't we go ahead and  
15   start with those who are physically present in  
16   Springfield.

17          MR. MUNSON:   On behalf of Nicor Energy, L.L.C.,  
18   Michael Munson, 8300 Sears Tower, 233 South Wacker  
19   Drive, Chicago, Illinois 60606.

20          MR. WALSH:   On behalf of Peoples Energy Services  
21   Corporation, Timothy P. Walsh, 130 East Randolph  
22   Drive, 23rd Floor, Chicago, Illinois 60601.



1 EXAMINER JONES: Okay. Are there other

2 appearances to be entered on the Springfield end?

3 MR. WARREN: Yes. R. Lawrence Warren and Mark  
4 Kaminski of the Attorney General's Office, 100 West  
5 Randolph, 12th Floor, Chicago, 60601, on behalf of  
6 the People of the State of Illinois.

7 EXAMINER JONES: Okay. Thank you.

8 MR. REVETHIS: And Steven G. Revethis, on behalf  
9 of the Staff of the Illinois Commerce Commission in  
10 Springfield, and in Chicago we have John C. Feeley  
11 and John Reichart, also for the Staff of the Illinois  
12 Commerce Commission, and our Chicago address is 160  
13 North La Salle, Chicago, 60601.

14 EXAMINER JONES: Thank you.

15 Are there any other appearances to be  
16 entered from the Springfield end? All right. There  
17 are not.

18 Are there some other appearances to be  
19 entered by those who are in our Chicago office  
20 today?

21 MS. DOSS: Leijuana Doss, Cook County State's  
22 Attorney's Office, 69 West Washington, Suite 700,

1 Chicago, Illinois 60602, appearing on behalf of the  
2 People of Cook County.

3 MR. JOLLY: On behalf of the City of Chicago,  
4 Ronald D. Jolly, 30 North La Salle, Suite 900,  
5 Chicago, Illinois 60602.

6 MR. AUGSPURGER: Appearing for NewEnergy Midwest  
7 L.L.C., Thomas J. Augspurger, 29 South La Salle,  
8 Suite 900, Chicago, Illinois 60603.

9 MR. FEIN: Appearing on behalf of Enron Energy  
10 Services, Inc. in Docket Numbers 00-0395 and 0461,  
11 David I. Fein and Christopher J. Townsend, by the law  
12 firm of Piper, Marbury, Rudnick & Wolfe, 203 North  
13 La Salle Street, Suite 1800, Chicago, Illinois 60601.

14 MR. IVANAUSKAS: Robert Ivanauskas, appearing  
15 for the Citizens Utility Board, at 208 South La Salle  
16 Street, Suite 1760, Chicago, 60604.

17 MR. GRIFFIN: Edward J. Griffin and W. Michael  
18 Seidel of Defrees & Fiske, Suite 1100, 200 South  
19 Michigan Avenue, Chicago, 60604, appearing on behalf  
20 of Central Illinois Light Company.

21 EXAMINER JONES: Thank you.

22 Are there any other appearances to be

1 entered from the Chicago office? There are not.

2 I believe there's one other appearance to  
3 be entered by phone. Mr. Fitzhenry.

4 MR. FITZHENRY: Yes. Thank you. Edward  
5 Fitzhenry and Eric Robertson, of the law firm of  
6 Lueders, Robertson & Konzen, Post Office Box 735,  
7 Granite City, Illinois, 62040, appearing on behalf of  
8 the Illinois Industrial Energy Consumers in the  
9 Illinois Power Company Docket 00-0461.

10 EXAMINER JONES: Okay. Thank you.

11 Are there any other appearances to be  
12 entered this afternoon? Let the record show there  
13 are not, at least at this time.

14 I think as everyone is aware, there was a  
15 workshop scheduled for this morning commencing at  
16 9:00 A.M. and essentially running until 2:00 P.M.  
17 Does anyone have sort of a status report on that or  
18 any scheduling that flows from that?

19 MR. REVETHIS: Yes. I'll be happy to address  
20 that, Mr. Examiner, if I could.

21 First of all, the workshop commenced at  
22 9:30 this morning here in Springfield, and the

1 parties went through the initial agenda that we had  
2 set forth, that being the comparison of the IP,  
3 Ameren, and ComEd proposals and questions and issues  
4 of the parties generally, and we also touched upon  
5 procedure and structure of the consolidated cases,  
6 and we also discussed scheduling of future workshops,  
7 and I'm happy to say that certainly everyone was  
8 cooperative, and we're moving along quite well, and  
9 we have scheduled, in fact, another workshop for  
10 August 10 at 9:30 a.m. in Springfield and with a  
11 discussion of a possible workshop after that. We've  
12 discussed a tentative date for that, and we will firm  
13 that up along the way.

14           And what we plan to do is do our best to  
15 create a structure of issues before the next  
16 workshop. We will consolidate everyone's thoughts,  
17 and our desire and our goal is to have an issues list  
18 for our workshop which, as I stated, will be on  
19 August 10th, and we will have that distributed to the  
20 parties universally, at least a day before the  
21 commencement of that workshop.

22           EXAMINER JONES: All right. Thank you.

1           Is it contemplated there would be a  
2 telephone hookup in Chicago at that time as well?

3           MR. REVETHIS: Yes, that's correct.

4           EXAMINER JONES: All right.

5           Just one brief comment. That sounds like a  
6 good plan. I do note there is not a status hearing  
7 mentioned along with that. Given that the parties  
8 have conducted the workshop and have come up with the  
9 agreed-to workshop date, assuming that's the case, I  
10 am not inclined to force the parties to plan for a  
11 status hearing on that date as well. However, if it  
12 appears that it would be useful to add a status on  
13 that date to the schedule, I would keep open the  
14 option of doing that, but we will not add that to the  
15 schedule for that day at this time, unless that is  
16 part of the parties' proposal.

17           Mr. Revethis, is it your understanding that  
18 that workshop date is essentially an agreed-to date  
19 at this point?

20           MR. REVETHIS: Yes. The August 10th 9:30 A.M.  
21 date with the Springfield location was agreed to by  
22 the parties.

1           EXAMINER JONES: Okay. Just so the record is  
2 clear, do any of the parties have any objections to  
3 the holding of a workshop on that date at that time?  
4 All right. Let the record show there are no  
5 objections, and that workshop is part of the schedule  
6 in this case.

7           Does that essentially conclude sort of the  
8 status report on the workshop and the status of the  
9 schedule and any proposals that pertain to that?

10          MR. REVETHIS: I believe so at this time. I  
11 believe I'm speaking for everyone, but certainly if  
12 anybody has anything to add, they certainly can come  
13 forward at this time.

14          EXAMINER JONES: All right. Thank you.

15          Well, as the parties are aware, today was  
16 primarily set in the schedule for workshop purposes,  
17 and that has occurred. It sounds like the parties  
18 have made some progress and also come up with another  
19 workshop date, so that's an encouraging development.  
20 I don't know if there's really anything else that  
21 needs to be done as far as today's status hearing is  
22 concerned.

1           As noted, if there seems to be a need to  
2   schedule further status hearings, that would be an  
3   option that would be kept open but will not be made  
4   part of the formal schedule at this time.

5           Do the parties have anything else before we  
6   conclude today's status hearing? Okay. If not then,  
7   thanks again to the parties for their participation  
8   today.

9           At this time let the record show today's  
10   status hearing is concluded. There's a workshop  
11   scheduled for the 10th of August at 9:30, and absent  
12   any additional status hearings in the schedule, the  
13   next actual hearing date would be the hearing date  
14   that was included in the scheduling ruling that went  
15   out -- or actually the hearing date that would have  
16   been approved by that scheduling ruling, and that  
17   would be October 2 at 10:00 A.M. Thank you.

18                               (Whereupon the case was  
19                               continued to October 2, 2000,  
20                               at 10:00 A.M. in Springfield,  
21                               Illinois.)

22

1 STATE OF ILLINOIS )  
 )SS  
2 COUNTY OF SANGAMON )  
3 CASE NO.: 00-0259, 00-0395 & 00-0461 CONSOLIDATED  
4 TITLE: COMMONWEALTH EDISON COMPANY  
5 CENTRAL ILLINOIS PUBLIC SERVICE COMPANY  
UNION ELECTRIC COMPANY  
6  
ILLINOIS POWER COMPANY  
7  
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10 CERTIFICATE OF REPORTER

11 I, Cheryl A. Davis, do hereby certify that I am  
12 a court reporter contracted by Sullivan Reporting  
Company of Chicago, Illinois; that I reported in  
13 shorthand the evidence taken and proceedings had on  
the hearing on the above-entitled case on the 26th  
14 day of July, 2000; that the foregoing 15 pages are a  
true and correct transcript of my shorthand notes so  
15 taken as aforesaid and contain all of the proceedings  
directed by the Commission or other persons  
16 authorized by it to conduct the said hearing to be so  
stenographically reported.

17 Dated at Springfield, Illinois, on this 4th day  
of August, A.D., 2000.  
18  
19

20 Certified Shorthand Reporter  
License No. 084-001662  
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